

FISCAL NOTE

HB 2766 - SB 3442

March 12, 2006

SUMMARY OF BILL: Increases various time frames related to court proceedings and notification requirements relative to the exercise of eminent domain power. Requires the condemning authority to pay court costs and attorney's fees of the property owner.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures – Exceeds \$100,000

Increase Local Govt. Expenditures – Exceeds \$100,000*

Assumptions:

- Requiring state and local governments to pay court costs and attorneys' fees for property owners in eminent domain cases will result in an increase in expenditures in excess of \$100,000 for state and local governments.
- Any increase in administrative expense to comply with the notification provisions of the bill is estimated to be not significant.

*Article II, Section 24 of the Tennessee Constitution provides that: *no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



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James W. White, Executive Director